

<b>CCC-Cotton AA</b> (09-09-02)  <b>U.S. DEPARTMENT OF AGRICULTURE</b> Commodity Credit Corporation  <b>UPLAND COTTON PRODUCER'S LOAN DEFICIENCY PAYMENT</b> <b>APPLICATION AND CERTIFICATION</b>	1. CROP YEAR AND LDP NO.
	2. FARM NO.
	3. FILE SEQUENCE NO. AND BALE COUNT

Privacy Act and Public Burden Statements on Page 2.

### PART A - APPLICATION

The undersigned producer(s) ("Producer"), hereby make application for a loan deficiency payment (LDP) in accordance with 7 CFR Part 1427 with respect to the upland cotton produced on the farm indicated above during the crop year indicated above. As a condition to receiving such loan deficiency payment, the Producer hereby represents and agrees as follows:

- The Producer agrees (1) that the production for which LDP is requested is eligible to be pledged as collateral for a CCC loan and does not reflect production previously used for an LDP and has not been or will not be pledged in the future as collateral for a CCC loan unless the LDP is denied due to payment limitation.
- The Producer is eligible to obtain a CCC loan with respect to their share of the upland cotton indicated on the attached production evidence provided by the Producer in the capacity of landlord, landowner, tenant, or sharecropper.
- With respect to the cotton indicated on the production evidence provided by the Producer.
  - The Producer has and always had beneficial interest in such cotton in accordance with the regulation governing the cotton loan program for the above indicated crop year,
  - Such cotton has not been acquired directly or indirectly from a share tenant or sharecropper,
  - If the Producer is a share tenant or sharecropper, each landlord who has an interest in such cotton has jointly signed this application,
  - Such cotton is in existence and is not false-packed, water-packed, mixed-packed reginned, or repacked.
- The Producer understands that (1) this application is subject to a determination by CCC of the Producer's eligibility to receive an LDP, and that this application and CCC's determination are subject to 7 CFR Part 1427; (2) CCC may require copies of all sales contracts applicable to the production represented by this application; (3) if CCC determines that the producer has misrepresented the eligibility of the production covered by this agreement, CCC shall require repayment of the entire LDP plus interest from the date of payment and assess liquidated damages in accordance with 7 CFR Part 1427.
- The Producer agrees that if this LDP application occurs after the cotton has been ginned, the LDP rate will be the rate in effect on the date (on or after the date of the last producer signature) that this application, **having been accurately completed** is received by FSA (submitted).
- Entry of information in Part B of this Application and Certification constitutes an irrevocable application for the AWP to be locked-in on the date **an accurately completed** application is received by FSA (submitted.) For such applications, the producer agrees that the LDP rate will be based on the locked-in AWP. Such LDP rate will apply to the cotton bales produced from the unginned cotton identified in Part B. The Producer agrees to submit gin-provided documentation identifying the bales produced from the module/storage unit for which the AWP lock-in applies and agrees to pay liquidated damages for applications based on a locked-in-rate not supported by bale-identifying documentation.
- The Producer agrees this request for LDP is irrevocable and cannot be canceled or revised unless the LDP is denied due to payment limitation.

### PART B - MODULE IDENTIFICATION OF SEED COTTON

This Part to be completed if application is for AWP lock-in before ginning.

1. GIN CODE	2. MODE OF STORAGE	3. GIN-ASSIGNED MODULE OR TRAILER NUMBER

### PART C - PRODUCER CERTIFICATION

I certify that all information on this document and any supporting documentation is true and correct:

1. SIGNATURE OF PRODUCER(S)	2. % SHARE	3. DATE	1. SIGNATURE OF PRODUCER(S)	2. % SHARE	3. DATE

### PART D - VERIFICATION OF ELIGIBLE QUANTITY AND APPROVAL

1. APPROVED FOR CCC BY	2. DATE SUBMITTED (MM-DD-YYYY)	4. AWP ON THE DATE SUBMITTED (MM-DD-YYYY)	5. NAME AND ADDRESS OF COUNTY FSA OFFICE   6. TELEPHONE NO. (Area Code)
	3. DATE APPROVED (MM-DD-YYYY)		

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**NOTE:** *The following statements are made in accordance with the Privacy Act of 1974 (5 USC 552a) and the Paperwork Reduction Act of 1995, as amended. The authority for requesting the following information is the Agricultural Act of 1949, as amended, the Federal Agriculture Improvement and Reform Act of 1996 (Pub. L. 104-127), the Commodity Credit Corporation Charter Act, as amended, and regulations (7 CFR Part 1427). The information will be used to determine eligibility for cotton loan deficiency payment program benefits. Furnishing the requested information is voluntary. Failure to furnish the requested information will result in ineligibility to receive program benefits. This information may also be provided to other USDA agencies, IRS, Department of Justice, or other State and Federal law enforcement agencies and in response to orders of a court magistrate or administrative tribunal. The provisions of criminal and civil fraud statutes, including 18 USC 266, 287, 371, 641, 651, 1001; 15 USC 714m; and 31 USC 3729, may be applicable to information provided.*

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